

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

UNITED STATES OF AMERICA

v.

CRIMINAL NO. 2:25-00081

BERNABE MONTVALVO SALAS

**MEMORANDUM OPINION AND ORDER**

Trial of this matter is currently scheduled for August 12, 2025. However, on July 23, 2025, defendant filed a motion to order investigation and preparation of a presentence investigation report, and to schedule *seriatim* change of plea and sentencing hearings. The court **GRANTED** defendant's motion, and a plea hearing is currently scheduled for September 9, 2025. Because of the scheduled plea hearing, the court hereby **CONTINUES** the trial until September 10, 2025, at 9:30 a.m., in Charleston. Furthermore, because failure to continue the trial until after the scheduled plea hearing would result in a miscarriage of justice, the court finds that the ends of justice outweigh the best interest of the defendant and the public in a speedy trial. See 18 U.S.C. § 3161(h)(7)(A) and 18 U.S.C. § 3161(h)(7)(B)(i).

The Clerk is directed to send a copy of this Memorandum Opinion and Order to counsel of record, to the United States

Marshal for the Southern District of West Virginia, and to the Probation Office of this court.

IT IS SO ORDERED this 28th day of July, 2025.

ENTER:

David A. Faber

David A. Faber  
Senior United States District Judge